



UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

Shmy

Defendant.

Case No.: *8:09-cr-00248*

ORDER OF DETENTION PENDING
FURTHER REVOCATION
PROCEEDINGS
(FED. R. CRIM. P. 32.1(a)(6); 18
U.S.C. § 3143(a)(1))

The defendant having been arrested in this District pursuant to a warrant issued by the United States District Court for the *Central* District of *CA* for alleged violation(s) of the terms and conditions of probation or supervised release; and

Having conducted a detention hearing pursuant to Federal Rule of Criminal Procedure 32.1(a)(6) and 18 U.S.C. § 3143(a)(1), the Court finds that:

- A. ☒ The defendant has not met his/her burden of establishing by clear and convincing evidence that he/she is not likely to flee if released under 18 U.S.C. § 3142(b) or (c). This finding is based on the following:
- ☒ information in the Pretrial Services Report and Recommendation
 - ☒ information in the violation petition and report(s)
 - ☐ the defendant's nonobjection to detention at this time
 - ☐ other: *prior violation of supervised release*
 - history of drug use*
 - criminal history*
 - insufficient bail resources*

1 and/ or

2 B. () The defendant has not met his/her burden of establishing by clear and
3 convincing evidence that he/she is not likely to pose a danger to the
4 safety of any other person or the community if released under 18 U.S.C.
5 § 3142(b) or (c). This finding is based on the following:

6 () information in the Pretrial Services Report and Recommendation

7 () information in the violation petition and report(s)

8 () the defendant's nonobjection to detention at this time

9 () other: _____

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11 IT THEREFORE IS ORDERED that the defendant be detained pending the further
12 revocation proceedings.

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14 Dated:

15 MAY 15 2015



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KENLY KIYA KATO
United States Magistrate Judge